

**IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION**

MICHAEL SMITH, )  
 )  
 Plaintiff,) Civil Action No. 3:04cv638-H  
 )  
 v. )  
 )  
 WAFFLE HOUSE, INC. )  
 )  
 and )  
 )  
 HILLCREST FOODS, INC. )  
 )  
 )  
 Defendants.)

## ORDER

Upon consideration of the parties' Final Joint Settlement Report, it is hereby ORDERED that this action shall continue to be STAYED pending further orders of the Court. No parties shall be required to file or serve any pleadings, memoranda, disclosures, or discovery during such time as this action is stayed. On or before July 31, 2006, the parties shall execute a final settlement agreement in order to avoid the Court lifting the stay.

**SO ORDERED.**

Signed: June 19, 2006

Carl Horn, III

Carl Horn, III  
United States Magistrate Judge

